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Elaine C. Stracker

PATENT

Attorney's Docket No.: 00041.10CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Rabinowitz et al.

Serial No.:

10/735,496

Filed:

12/12/2003

Title

DELIVERY OF COMPOUNDS FOR THE TREATMENT OF

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INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In accordance with their continuing duty of disclosure under 37 CFR §§ §1.97, 1.98 and 1.56, Applicants hereby submit for consideration in the above-identified application the enclosed references. The Information Disclosure statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

For the convenience of the Examiner, the references are listed on a PTO Form 1449 (attached) and copies thereof are enclosed. Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

IFW

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Respectfully submitted,

Date:

REB 2 4 2004

Elaine C. Stracker J.D., Ph.D., Reg. 43,166

Alexza Molecular Delivery Corporation 1001 East Meadow Circle Palo Alto, CA 94303

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		Application Number	10/735,496
TRANSMITT	AL	Filing Date	12/12/2003
FORM		First Named Inventor	Joshua D. Rabinowitz
(to be used for all correspondence after	initial filing)	Art Unit	Not yet known
		Examiner Name	To be assigned
Total Number of Pages in This Submission		Attorney Docket Number	00041.10CON
	ENCLOSE	URES (check all that apply)	
Fee Transmittal Form Fee Attached Amendment / Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53	Petition Petition to Provisional Power of Change of Chan	g-related Papers o Convert a nal Application f Attorney, Revocation of Correspondence I Disclaimer for Refund mber of CD(s) emetn (2 pp.) opies, 8 pages each) erences	After Allowance communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below):
SIGNATUR	RE OF APPLICA	NT, ATTORNEY, OR AGENT	Г
Firm or Individual name ALEXZA MDC, 1001 Elaine C. Stracker, Pt		Circle, Palo Alto, CA 9430 3 ephone (650)-687-3905	Customer Number 37485
Signature	Ala	Z	
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Typed or printed name Flaine C. Straci	-kar	$\overline{}$	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

SEP. 24 2004

SEP 2 4 2004 prm PTO-1449

IN AN APPLICATION

(Use several sheets if necessary)

Docket Number: 00041.10 CON	Application Number: 10/735,496

Applicant: Joshua D. RABINOWITZ et al.

Filing Date: 12/12/2003 Group Art Unit: Not Yet Known

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EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

PTO/SB/ 08 (2-92)

1	Form PTO-14	49		Docket Number: 00041.10 CON	Application Number: 10/735,496		
		ATION DISCLO	SURE CITATION ATION	Applicant: Joshua D. I	RABINOWITZ et al.		
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PTO/SB/ 08 (2-92)

Form PTO-1449		Docket Number: 00041.10 CON	Application Number: 10/735,496
INFORMATION DISCLOS IN AN APPLICA		Applicant: Joshua D. R	ABINOWITZ et al.
(Use several sheets if n	ecessary)	Filing Date: 12/12/2003	Group Art Unit: Not Yet Known
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Form PTO-1449				Docket Number: 00041.10 (CON	Application Nur	mber: 10/735	,496
INFO	INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)			Applicant: Josh	ua D. RAE	BINOWITZ e	et al.	_
				Filing Date: 12/12/2003		Group Art Unit:	Not Yet Kn	own
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	114.	08/12/2004	US 2004/0156791	Rabinowitz et al.				
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		5. 03/14/1990	Document No.	Country Europe		Subclass		
	11:	5. 03/14/1990 6. 07/03/2001	Document No. EP 0 358 114	Country		Subclass		
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PTO/SB/ 08 (2-92)

Form PTO-1449				Docket Number: 00041.10 CON	Application Number: 10/735,496			
INFORMATION DISCLOSURE CITATION IN AN APPLICATION				Applicant: Joshua D. F	ABINOWITZ et al.			
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Form PTO	Form PTO-1449 Docket Number: 00041.10 CON Application Number: 10/73			Application Number: 10/735,496	
INFORMATION DISCLOSURE CITATION IN AN APPLICATION			Applicant: Joshua D. RABINOWITZ et al.		
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Form PTO-1449			Docket Number: 00041.10 CON Application Number: 10/735,496				
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PTO/SB/08 (2-92) Sheet 1 of 8

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IFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Docket Number: 00041.10 CON	Application Number: 10/735,496

Applicant: Joshua D. RABINOWITZ et al.

Filing Date: 12/12/2003 Group Art Unit: Not Yet Known

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	02/02/1971	3,560,607	Hartley et al.			
	2.	05/27/1980	Re. 30,285	Babington			
	3.	01/23/1990	4,895,719	Radhakrishnun et al.	•		
	4.	09/17/1991	5,049,389	Radhakrishnun			
	5.	02/14/1995	5,388,574	Ingebrethsen			-
	6.	08/13/1996	5,544,646	Lloyd et al.			
	7.	12/09/1997	5,694,919	Rubsamen et al.			
	8.	04/07/1998	5,735,263	Rubsamen et al.			
	9.	04/14/1998	5,738,865	Baichwal et al.			·
	10.	06/02/1998	5,758,637	Ivri et al.			
	11.	06/16/1998	5,767,117	Moskowitz			
	12.	06/29/1999	5,915,378	Lloyd et al.			
	13.	08/10/1999	5,934,272	Lloyd et al.			
	14.	09/28/1999	5,957,124	Lloyd et al.			
	15.	10/05/1999	5,960,792	Lloyd et al.			
	16.	11/30/1999	5,993,805	Sutton et al.			
	17.	03/28/2000	6,041,777	Faithfull et al.			
	18.	04/18/2000	6,051,566	Bianco			
111	19.	08/01/2000	6,095,153	Kessler et al.		,	
	20.	08/15/2000	6,102,036	Slutsky et al.			
	21.	06/05/2001	6,241,969	Saidi et al.			
	22.	07/03/2001	6,255,334	Sands			
	23.	10/23/2001	6,306,431	Zhang et al.			
	24.	04/23/2002	6,376,550	Raber et al.			
	25.	10/08/2002	6,461,591	Keller et al.			

EXAMINER:

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EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

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	Form PTO-144	49		Docket Number: 00041.10 CON	Application Number: 10//35,496	
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	26.	01/14/2003	6,506,762	Horvath et al.		
	27.	02/04/2003	6,514,482	Bartus et al.		
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	29.	09/06/2001	US 2001/0020147	Staniforth et al.		
	30.	03/28/2002	US 2002/0037828	Wilson et al.		
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	47.	01/28/2004	10/767,115	Rabinowitz et al.		
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EXAMINER:			DATE CONSIDERED:	

Form PTO-1449				Docket Number: 00041.10 CON	Application Number: 10/735,496	
IN		TION DISCLO	SURE CITATION CATION	Applicant: Joshua D. RABINOWITZ et al.		
	(Use several sheets if necessary)			Filing Date: 12/12/2003	Group Art Unit: Not Yet Known	
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INFOI		ON DISCLOST	URE CITATION TION	Applicant: Joshua D. F	RABINOWITZ et al.		
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·	134.	09/17/2000	WO 00/27033 WO 00/47203	WIPO			
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	147.		2001). "The Mechanics 2.39. pp.3-14 (Table o		erosols", Academic Press: San		
	148.				act," Chapter 176, <u>The Lung:</u> ublishers, New York. pp. 2289-		
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PTO/SB/ 08 (2-92)

Form PTO-1449			Docket Number: 00041.10 CON	Application Number: 10/735,496	
INFO		ON DISCLOSURE CITATION AN APPLICATION	Applicant: Joshua D. RA	BINOWITZ et al.	
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·	149.	Hatsukami D, et al. (May 1990) "A me humans." Pharmacology Biochemistry		es of smoked cocaine-base to	
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PTO/SB/08 (2-92) Sheet 8 of 8

Form PTO-1449		Docket Number: 00041.10 CON	Application Number: 10/735,496		
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PTO/SB/08 (2-92) Sheet 1 of 8

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INFORMATION DISCLOSURE CITATION IN AN APPLICATION

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Docket Number: 00041.10 CON

Application Number: 10/735,496

Applicant:

Joshua D. RABINOWITZ et al.

Filing Date: 12/12/2003

Group Art Unit: Not Yet Known

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PTO/SB/ 08 (2-92)

1	form PTO-144	49		Docket Number: 00041.10 CON	Application Number: 10/735,490	
		ATION DISCLO IN AN APPLIC	SURE CITATION ATION	Applicant: Joshua D. I	RABINOWITZ et al.	
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_	58.	03/03/2004	10/791,915	Hale et al.		
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PTO/SB/ 08 (2-92)

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Form PTO-1449	Docket Number: 00041.10 CON	Application Number: 10/735,496		
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